




DPW/71/657/A

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Attorney Docket No.: DEX-0245
Inventors: Recipon et al.
Serial No.: 10/034,934
Filing Date: October 26, 2001
Examiner: Spiegler, Alexander H.
Group Art Unit: 1637
Title: Compositions and Methods Relating to
Lung Specific Genes and Proteins

I, Kathleen A. Tyrrell, Registration No. 38,350,
certify that this correspondence is being deposited
with the U.S. Postal Service as First Class mail in
an envelope addressed to the Commissioner for Patents
P.O. Box 1450, Alexandria, VA 22313-1450

On this date: June 2, 2004


Kathleen A. Tyrrell, Registration No. 38,350

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 C.F.R. §1.56 and in accordance with 37 C.F.R. §§1.97-1.98, information relating to the above-identified application is hereby disclosed. Inclusion of information in this statement is not to be construed as an admission that this information is material as that term is defined in 37 C.F.R. §1.56(b).

() In accordance with §1.97(b), since this Information Disclosure Statement is being filed either within three months of the filing date of the above-identified

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application, within three months of the date of entry into the national stage of the above identified application as set forth in §1.491, or before the mailing date of a first Office Action on the merits of the above-identified application, no additional fee is required.

(XX) In accordance with §1.97(c), this Information Disclosure Statement is being filed after the period set forth in §1.97(b) above but before the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311, therefore:

() Certification in Accordance with §1.97(e) is attached hereto; or

(XX) Authorization to charge Deposit Account No. 50-1616 the fee of \$180.00 as set forth in §1.17(p) is provided.

() In accordance with §1.97(d), this Information Disclosure Statement is being filed after the mailing date of either a Final Action under §1.113 or a Notice of Allowance under §1.311 but before the payment of the Issue Fee, therefore included are: Certification in Accordance with §1.97(e); Petition Requesting Consideration of the Information Disclosure Statement; and the fee of \$130.00 as set forth in §1.17(I)(1).

(XX) Copies of each of the references listed on the attached Form PTO-1449 (modified) are enclosed herewith.

() In accordance with §1.98(d), copies of some or all of the references listed on the attached Form PTO-1449 (modified) are not enclosed herewith because they were previously submitted to the U.S. Patent and Trademark Office in prior application Serial No. _____, filed _____, for which a claim for priority under 35 U.S.C. §120 has been made in the instant application.

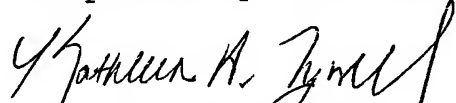
Please charge any deficiency or credit any overpayment to Deposit Account No. 50-1619. This form is submitted in duplicate.

(XX) A copy of the EPO Search Report from EPO Application EP 01 98 8422, which corresponds to this U.S. Patent Application is included.

() The relevance of the listed references in a foreign language is as stated in the specification at pages @@.

(XX) All listed references are in the English language.

Respectfully submitted,



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Date: June 2, 2004

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Sheet 01 of 02

Form PTO-1449 Modified
List of Patents and Publications
Cited by Applicant
(Use several sheets if necessary)

U.S. Department of Commerce

Docket No.
DEX-0245Serial No.
10/034,934Applicant
Recipon et al.Filing Date
October 26, 2001Group
1637

U. S. PATENT DOCUMENTS

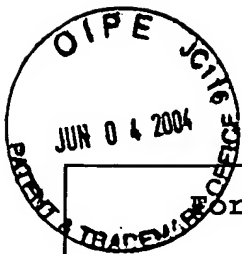
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FOREIGN PATENT DOCUMENTS

Examiner Initial		Document No.	Date	Country	Translation YES NO	
	DA	WO 00/58473	5-10-00	PCT	x	

EXAMINER

DATE CONSIDERED



Form PTO-1449 Modified List of Patents and Publications Cited by Applicant (Use several sheets if necessary) U.S. Department of Commerce	Docket No. DEX-0245	Serial No. 10/034,934
	Applicant Recipon et al.	
	Filing Date October 26, 2001	Group 1637

OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)

	EA	Database EMBL Accession No. AC024190 3 March 2000 Waterson R.H., "The sequence of Homo sapiens clone", XP002272742
	EB	Database EMBL Accession No. AL137497 27 January 2000 Ottenwaelder et al., "Homo sapiens mRNA; cDNA DKFZp761C241 (from clone DKFZp761C241)" XP00227241
EXAMINER		DATE CONSIDERED